

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

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K.O. and E.O., Jr., by and through their parents and next  
friends, E.O. and L.J.; and C.J, by and through his father  
and next friend F.C.; each individually and on behalf of  
all others similarly situated;

Plaintiffs,

v.

JEFFERSON BEAUREGARD SESSIONS III,  
Attorney General of the United States; KIRSTJEN  
NIELSEN, Secretary of the United States Department  
of Homeland Security (DHS); JOHN F. KELLY,  
White House Chief of Staff; STEPHEN MILLER,  
Senior Advisor to the President; GENE HAMILTON,  
Counselor to the Attorney General Sessions;  
THOMAS HOMAN, former Director of United States  
Immigration and Customs Enforcement (ICE);  
RONALD D. VITIELLO, Acting Director of ICE; L.  
FRANCIS CISSNA, Director of United States  
Citizenship and Immigration Services (USCIS);  
KEVIN K. MCALEENAN, Commissioner of United  
States Customs and Border Protection (CBP); ALEX  
AZAR, Secretary of the United States Department of  
Health and Human Services (HHS); SCOTT LLOYD,  
Director of the United States Office of Refugee  
Resettlement (ORR); JOHN DOE ICE AGENTS;  
JOHN DOE CBP AGENTS; and JOHN DOE ORR  
PERSONNEL;

Defendants.

CIVIL ACTION NO.  
4:18-CV-40149

**MOTION TO PROCEED UNDER PSEUDONYMS  
AND FOR PROTECTIVE ORDER**

Plaintiffs K.O. and E.O., Jr., by and through their parents and next friends, E.O. and L.J.,  
and C.J, by and through his father and next friend F.C., individually and behalf of all others

similarly situated (the “Plaintiffs”), hereby seek authorization to proceed under pseudonyms in the above-captioned civil action, stating in support as follows:

1. Plaintiffs have commenced a class action to recover damages and to establish a fund for the mental health treatment of all class members harmed by the Defendants. The Defendants, by and through their forcible separation of the Plaintiffs and other minor children class members from their parents, have violated the Plaintiffs’ constitutionally-protected rights, conspired to interfere with their civil rights, and refused or neglected to prevent or aid in preventing such conspiracies, among other claims.

2. Plaintiffs are gravely concerned for their safety and fear that they may be harmed or that they may be subject to retribution due to their filing this lawsuit. As set forth in more detail in the accompanying memorandum of law and supporting affidavits, L.J. has demonstrated a credible fear of persecution if she and her family were to be forcibly returned to Guatemala. Likewise, F.C. has a credible fear that he and his son would be harmed if they were to be forcibly returned to Guatemala. Plaintiffs fear that publicity with respect to their whereabouts and those of their mother will jeopardize their safety.

For these reasons, Plaintiffs respectfully request that this Court:

- A. Grant their motion to proceed under pseudonyms; and
- B. Enter a protective order (a) prohibiting Defendants from disclosing Plaintiffs’ identities to any third party unless such disclosure is necessary to defend against this action or to comply with any orders this Court may enter, and (b) requiring that any party that publicly files a document identifying Plaintiffs redact all personal identifiers therein in accordance with Fed. R. Civ. P. 5.2.

Respectfully submitted,

K.O. and E.O., Jr., by and through their parents and next friends, E.O. and L.J.; and C.J, by and through his father and next friend F.C.; each individually and on behalf of all others similarly situated, on behalf of themselves and all others similarly situated,

By their attorneys,

Susan B. Church

Howard M. Cooper (BBO # 543842)

Joseph M. Cacace (BBO # 672298)

TODD & WELD LLP

One Federal Street, 27<sup>th</sup> Floor

Boston, MA 02110

(617) 720-2626

hcooper@toddweld.com

jcacace@toddweld.com

Susan B. Church (BBO # 639306)

Derege Demissie (BBO # 637544)

Heather Yountz (BBO # 669770)

Brittanie Allen (BBO # 697561)

DEMISSIE & CHURCH

929 Massachusetts Avenue, Suite 01

Cambridge, MA 02139

(617) 319-2399

sbc@demissiechurch.com

dd@demissiechurch.com

Jeff Goldman (BBO # 548056)

Jesse M. Bless (BBO # 660713)

THE LAW OFFICES OF JEFF GOLDMAN LLP

125 Washington Street, Ste. 204

Salem, MA 01970

(781) 704-3897

Jeff@jeffgoldmanimmigration.com

Jesse@jeffgoldmanimmigration.com

David A. Vicinanzo (*pro hac vice* to be requested)

Nathan P. Warecki (BBO# 687547)

Lauren Maynard (BBO# 698742)  
NIXON PEABODY LLP  
100 Summer Street  
Boston, MA 02110  
(617) 345-1000  
dvicinanzo@nixonpeabody.com  
nwarecki@nixonpeabody.com  
lmaynard@nixonpeabody.com

Iván Espinoza-Madrigal (*pro hac vice* to be requested)  
Oren N. Nimni (BBO # 691821)  
Lawyers' Committee for Civil Rights and Economic Justice  
61 Batterymarch Street, 5th Floor  
Boston, MA 02110  
(617) 988-0624  
iespinoza@lawyerscom.org  
onimni@lawyerscom.org

Dated: September 7, 2018

**LOCAL RULE 7.1 CERTIFICATION**

Pursuant to Local Rule 7.1(a)(2), and Federal Rule of Civil Procedure 37(a), counsel for Plaintiffs will confer with counsel for the Defendants upon the appearance of counsel in an effort to resolve the issues underlying this Motion.

/s/ Susan B. Church  
Susan B. Church

**CERTIFICATE OF SERVICE**

I hereby certify that this document, along with the Summons and Complaint, will be served by on each of the Defendants in accordance with Fed. R. Civ. P. 4 and by certified mail on the Attorney General of the United States and the Office of the United States Attorney for the District of Massachusetts.

/s/ Susan B. Church  
Susan B. Church